

EXHIBIT NO. 1

16
6-14-03

Docket Item #25
SPECIAL USE PERMIT #2003-0055

Planning Commission Meeting
June 3, 2003

ISSUE: Consideration of a request for a special use permit to change the ownership and hours of operation of a restaurant.

APPLICANT: Thanatath Sooksomat
SFC Group, LLC

LOCATION: 1019 King Street

ZONE: CD/Commercial Downtown

PLANNING COMMISSION ACTION, JUNE 3, 2003: On a motion by Mr. Dunn, seconded by Ms. Fossum, the Planning Commission voted to recommend approval of the request, subject to compliance with all applicable codes, ordinances and staff recommendations. The motion carried on a vote of 7 to 0.

Reason: The Planning Commission agreed with the staff analysis.

Speakers:

Thanatath Sooksomat, applicant, was present. Chairman Wagner asked the Mr. Sooksomat if he agreed with the conditions of the special use permit and the applicant responded that he did agree with the conditions.

STAFF RECOMMENDATION:

Staff recommends **approval** subject to compliance with all applicable codes and ordinances and the following conditions:

1. The special use permit shall be granted to the applicant only or to any business or entity in which the applicant has a controlling interest. (P&Z) (SUP #2359-C)
2. Seating shall be provided inside for no more than 50 patrons. (P&Z) (SUP #2359-B)
3. No outside dining facilities shall be located on the premises. (P&Z) (SUP #2359-B)
4. **CONDITION AMENDED BY STAFF:** The hours of operation shall be limited to 11:00 A.M. to 10:00 P.M., ~~Tuesday through Sunday~~ daily. (P&Z) (SUP #2359-B)
5. No food, beverages, or other materials shall be stored outside. (P&Z) (SUP #2359-B)
6. Trash and garbage shall be stored inside or in a dumpster. (P&Z) (SUP #2359-B)
7. Trash and garbage shall be collected daily when the business is open. (P&Z) (SUP #2359-B)
8. **CONDITION ADDED BY STAFF:** The applicant shall provide and maintain a ~~lease~~ for seven off-street parking spaces in the nearby area behind the restaurant to accommodate restaurant patrons and employees, and shall provide a copy of the lease agreement to the satisfaction of the Director of the Department Planning and Community Development, Zoning Division. (P&Z) (SUP #2359-B)
9. **CONDITION ADDED BY STAFF:** No live entertainment shall be provided at the restaurant. (P&Z)
10. **CONDITION ADDED BY STAFF:** On-site alcohol service is permitted; no off-premise alcohol sales are permitted. (P&Z)
11. **CONDITION ADDED BY STAFF:** The applicant shall post the hours of operation at the entrance to the restaurant. (P&Z)
12. **CONDITION ADDED BY STAFF:** Litter on the site and on public rights-of-way and spaces adjacent to or within 75 feet of the premises shall be picked up at least

twice a day and at the close of business, and more often if necessary, to prevent an unsightly or unsanitary accumulation, on each day that the business is open to the public. (P&Z)

13. **CONDITION ADDED BY STAFF:** Kitchen equipment shall not be cleaned outside, nor shall any cooking residue be washed into the streets, alleys or storm sewers. (T&ES)
14. **CONDITION ADDED BY STAFF:** Loudspeakers shall be prohibited from the exterior of the building, and no amplified sounds shall be audible at the property line. (T&ES)
15. **CONDITION ADDED BY STAFF:** The applicant shall require its employees who drive to work to use off-street parking. (P&Z)
16. **CONDITION ADDED BY STAFF:** Trash and garbage shall be placed in sealed containers which do not allow odors to escape and shall be stored inside or in a closed containers which does not allow invasion by animals. No trash and debris shall be allowed to accumulate on site outside of those containers. (P&Z)
17. **CONDITION ADDED BY STAFF:** The applicant shall control cooking odors, smoke and any other air pollution from operations at the site and prevent them from leaving the property or becoming a nuisance to neighboring properties, as determined by the Department of Transportation & Environmental Services. (T&ES)
18. **CONDITION ADDED BY STAFF:** The applicant shall conduct employee training sessions on an ongoing basis, including as part of any employee orientation process, to discuss all special use permit provisions and requirements. (P&Z)
19. **CONDITION ADDED BY STAFF:** The applicant is to contact the Crime Prevention Unit of the Alexandria Police Department at 703-838-4520 regarding a security survey and a robbery awareness program for all employees. (Police)
20. **CONDITION ADDED BY STAFF:** The applicant shall obtain, at its expense, one Model SD-42 Ironsides series trash container to be placed on the northeast corner of King and Henry Streets at the location of the existing old model city trash can. The applicant shall contact T&ES at 703-838-4318. (T&ES)

21. **CONDITION ADDED BY STAFF:** The Director of Planning and Zoning shall review the special use permit one year from approval and shall docket the matter for consideration by the Planning Commission and City Council if (a) there have been documented violations of the permit conditions, (b) the director has received a request from any person to docket the permit for review as a result of a complaint that rises to the level of a violation, or (c) the director has determined that there are problems with the operation of the use and that new or revised conditions are needed. (P&Z)

Staff Note: In accordance with section 11-506(c) of the zoning ordinance, construction or operation shall be commenced and diligently and substantially pursued within 18 months of the date of granting of a special use permit by City Council or the special use permit shall become void.

Meals ordered before the closing hour may be served, but no new patrons may be admitted and no alcoholic beverages may be served after the closing hour, and all patrons must leave by one hour after the closing hour.

DISCUSSION:

1. The applicant, Thanatath Sooksomat, requests special use permit approval to change the ownership and expand the hours of operation for an existing restaurant located at 1019 King Street.
2. The subject property is one lot of record with 15.4 feet of frontage on King Street, 100 feet of depth and a total lot area of 1,540 square feet. The site is developed with a multi-story building, with the subject restaurant on the ground and second floors. Adjacent land uses include commercial uses east and west along King Street.
3. On March 24, 1990, City Council granted Special Use Permit #2359 to Quynh-Dao Nguyen to operate a full service restaurant with seating for 50 patrons. The ownership has been changed several times since then, most recently to Werasak Rojsuontikul, the current owner, in 1994 (SUP #2359-C). The restaurant operation has been known as the Chintana Thai Restaurant.
4. The current request is to change the ownership to Thanatath Sooksomat and to operate the restaurant on Monday in addition to the existing Tuesday through Sunday hours.
5. The restaurant is approved as a full-service restaurant, with bar, 50 seats, carry-out and alcohol service. The approved hours of operation are 11:00 a.m. to 10:00 p.m., Tuesday through Sunday.
6. On March 5, 2003, staff visited the subject property to determine if the business was in compliance with the conditions of its special use permit. Staff found a violation of Condition #4 in Special Use Permit #2359-C. The current owner is approved to operate from Tuesday through Sunday, 11:00 a.m. to 10:00 p.m., but was also operating on Mondays without special use permit approval.
7. Condition #8 of the special use permit requires the applicant to provide seven off-street parking spaces. There are seven spaces behind the building that the applicant will continue to provide for customers and employees. In addition, the applicant has permission from the next door tenants at 1025 King Street to use their parking at the rear of their bookstore during nonbusiness hours.
8. Zoning: The subject property is located in the CD (Commercial Downtown) zone. Section 4-500 of the zoning ordinance allows a restaurant in the CD zone only with a special use permit.

9. Master Plan: The proposed use is consistent with the Old Town Small Area Plan chapter of the Master Plan which designates the property for commercial use.

STAFF ANALYSIS:

Staff has no objection to the proposed change of ownership or the expansion of hours for the existing restaurant located at 1019 King Street. The restaurant has evidently been operating on Mondays and no complaints have been registered with the City. Staff does recommend that the applicant be required to replace the City trash can that stands on the northeast corner of King and Henry Streets. As to requiring off-street parking, the City has not included that condition in recent years, requiring instead only that employees who drive park off-street. In this case, however, the applicant has off-street parking available to him as part of the lease. Condition #8 then just requires the applicant to maintain that arrangement which is so advantageous to the public. Otherwise, staff recommends approval of the special use permit request subject to the existing and proposed standard conditions, including a one year review of the restaurant.

STAFF: Eileen P. Fogarty, Director, Department of Planning and Zoning;
Barbara Ross, Deputy Director;
Mary Hashemi, Urban Planner.

CITY DEPARTMENT COMMENTS

Legend: C - code requirement R - recommendation S - suggestion F - finding

Transportation & Environmental Services:

- C-1 The applicant shall comply with the City of Alexandria's Noise Control Code, Title 11, Chapter 5, which sets the maximum permissible noise level as measured at the property line.
- R-1 Kitchen equipment shall not be cleaned outside, nor shall any cooking residue be washed into the streets, alleys or storm sewers.
- R-2 The applicant shall control cooking odors, smoke and any other air pollution from operations at the site and prevent them from leaving the property or becoming a nuisance to neighboring properties, as determined by the Department of Transportation & Environmental Services.
- R-3 Loudspeakers shall be prohibited from the exterior of the building, and no amplified sounds shall be audible at the property line.

Code Enforcement:

- C-1 A new fire prevention code permit is required for the proposed operation due to a change in ownership. An egress plan showing fixture location, aisles and exit doors shall be submitted for review with the permit application.
- C-2 A rodent control plan shall be submitted to this office for review and approval prior to occupancy. This plan shall consist of the following:
 - (a) Measures to be taken to control the placement of litter on site and the trash storage and pickup schedule.
 - (b) How food stuffs will be stored on site.
 - (c) Rodent baiting plan.

Health Department:

- C-1 An Alexandria Health Department Permit is required for all regulated facilities. Permits are non-transferable.
- C-2 This facility must meet current Alexandria City Code requirements for food establishments. Contact Environmental Health at 703-838-4400 Ext. 255 to arrange for a "change of ownership" inspection.

- C-3 If changes to the facility are to be done, five sets of plans must be submitted to and approved by this department prior to construction. Plans must comply with the Alexandria City Code, Title 11, Chapter 2, Food and Food Establishments. There is a \$135.00 fee for review of plans for food facilities.
- C-4 Permits must be obtained prior to operation.
- C-5 The facility must comply with the Alexandria City Code, Title 11, Chapter 10, Smoking Prohibitions.
- C-6 Certified Food Managers must be on duty during all hours of operation.
- C-7 Restrooms, including those in common areas, serving the restaurant, are to meet Alexandria City Code, Title 11, Chapter 2 requirements.
- C-8 This facility is currently operating as Chintana Restaurant under permit #16F-308-1, issued to Thai Culinary Corp.
- C-9 Provide a menu or list of foods to be handled at this facility to the Health Department prior to opening.

Police Department:

- R-1 The applicant is to contact the Crime Prevention Unit of the Alexandria Police Department at 703-838-4520 regarding a security survey for the business.
- R-2 The applicant is to contact the Crime Prevention Unit of the Alexandria Police Department at 703-838-4520 regarding a robbery awareness program for all employees.
- R-3 Recommend "ABC On " license only. If "AC Off" is approved we recommend the following conditions:
 - 1. Beer or wine cooler may be sold only in 4-packs, 6-packs or bottles of more than 40 fluid ounces. Wine may be sold only in bottles of at least 750 ml or 25.4 ounces. Fortified wine(wine with an alcohol content of 14% or more by volume) may not be sold.
 - 2. That the SUP is reviewed after one year.

APPLICATION for SPECIAL USE PERMIT # 2003-0055

[must use black ink or type]

PROPERTY LOCATION: 1019 KING ST. ALEXANDRIA.

TAX MAP REFERENCE: 64.03 07 30 ZONE: CD

APPLICANT Name: THANATATH SOOKSOMAT o/o. SAC GROUP, LLC

Address: 4526 MAXFIELD DR ANNADALE VA 22003

PROPERTY OWNER Name: Randolph A. Payne

Address: 6258 circle dr. Chincoteague Island, Va 23336

PROPOSED USE: Existing Restaurant - Change of ownership
and add Monday hours of operation

THE UNDERSIGNED hereby applies for a Special Use Permit in accordance with the provisions of Article XI, Section 11-500 of the 1992 Zoning Ordinance of the City of Alexandria, Virginia.

THE UNDERSIGNED, having obtained permission from the property owner, hereby grants permission to the City of Alexandria to post placard notice on the property for which this application is requested, pursuant to Article XI, Section 11-301(B) of the 1992 Zoning Ordinance of the City of Alexandria, Virginia.

THE UNDERSIGNED hereby attests that all of the information herein provided and specifically including all surveys, drawings, etc., required to be furnished by the applicant are true, correct and accurate to the best of their knowledge and belief. The applicant is hereby notified that any written materials, drawings or illustrations submitted in support of this application and any specific oral representations made to the Planning Commission or City Council in the course of public hearings on this application will be binding on the applicant unless those materials or representations are clearly stated to be non-binding or illustrative of general plans and intentions, subject to substantial revision, pursuant to Article XI, Section 11-207(A)(10), of the 1992 Zoning Ordinance of the City of Alexandria, Virginia.

THANATATH SOOKSOMAT (SAC GROUP LLC)
Print Name of Applicant or Agent

[Signature]
Signature

4526 MAXFIELD DR
Mailing/Street Address

(703) 256 3882
Telephone #

Fax #

ANNADALE VA 22003
City and State Zip Code

Date

DO NOT WRITE BELOW THIS LINE - OFFICE USE ONLY

Application Received: _____ Date & Fee Paid: _____ \$ _____

ACTION - PLANNING COMMISSION: _____

ACTION - CITY COUNCIL: 10

All applicants must complete this form. Supplemental forms are required for child care facilities, restaurants, automobile oriented uses and freestanding signs requiring special use permit approval.

1. The applicant is (check one) ☐ the Owner ☐ Contract Purchaser
☒ Lessee or ☐ Other: _____ of the subject property.

State the name, address and percent of ownership of any person or entity owning an interest in the applicant, unless the entity is a corporation or partnership in which case identify each owner of more than ten percent.

THANATATH SOOKSOMAT

If property owner or applicant is being represented by an authorized agent such as an attorney, realtor, or other person for which there is some form of compensation, does this agent or the business in which the agent is employed have a business license to operate in the City of Alexandria, Virginia?

☐ Yes. Provide proof of current City business license

☐ No. The agent shall obtain a business license prior to filing application, if required by the City Code.

2. Submit a floor plan and a plot plan with parking layout of the proposed use. One copy of the plan is required for plans that are 8½" x 14" or smaller. Twenty-four copies are required for larger plans or if the plans cannot be easily reproduced. The planning director may waive requirements for plan submission upon receipt of a written request which adequately justifies a waiver. This requirement does not apply if a Site Plan Package is required.

NARRATIVE DESCRIPTION

3. The applicant shall describe below the nature of the request in detail so that the Planning Commission and City Council can understand the nature of the operation and the use, including such items as the nature of the activity, the number and type of patrons, the number of employees, the hours, how parking is to be provided for employees and patrons, and whether the use will generate any noise. (Attach additional sheets if necessary)

We plan open Thai Restaurant on 1019. King st.
which it is Thai Restaurant name Chintana.

There are not change anything which exist
by old town Alexandria, rule except add one
more day is Monday. The following are same
type is operating:

① Maximum 50 seat.

②. Sell Beer, wine, mix drink in restaurant
(No Carry out) only.

③ Using cooks + server = 3-4 person.

④ serve Thai cuisine

⑤ hour Mon-Sunday Lunch 11:30 AM - 4:30 PM
Dinner 4:30 PM - 10:00 PM

⑥ Parking on the back Restaurant
(can serve 7-8 cars) and more for
sharing from Neighborhood.

USE CHARACTERISTICS

4. The proposed special use permit request is for: (check one)

- ☐ a new use requiring a special use permit,
- ☐ a development special use permit,
- ☐ an expansion or change to an existing use without a special use permit,
- ☒ expansion or change to an existing use with a special use permit,
- ☐ other. Please describe: _____

5. Please describe the capacity of the proposed use:

A. How many patrons, clients, pupils and other such users do you expect? Specify time period (i.e., day, hour, or shift).

We expect customer for, Lunch 20 person, Night = 20-25 persons. LUNCH M → SUNDAY, DINNER M → SUN.

B. How many employees, staff and other personnel do you expect? Specify time period (i.e., day, hour, or shift).

We expect using employee 2-3 persons.

6. Please describe the proposed hours and days of operation of the proposed use:

Day:

LUNCH = MONDAY → SUNDAY

Hours:

11:00AM 4:30 PM.

DINNER MONDAY → SUNDAY

4:30pm → 10:00pm.

7. Please describe any potential noise emanating from the proposed use:

A. Describe the noise levels anticipated from all mechanical equipment and patrons.

Kitchen Wall is 2 level of Brick, will keep all minimum Noise in kitchen, such as: washing Machine

B. How will the noise from patrons be controlled?

These neighborhood; they are high educate.
& good moral. They like quiet place & elegant
place for relax & enjoy their food. No Noise control.

8. Describe any potential odors emanating from the proposed use and plans to control them:

We maintain in dining room & kitchen very clean
Shampoo Carpet every 6 months, clean Hood every 6 months.
Spray Roach every 3 months, Using commercial Shampoo spray also
dining room & kitchen.

9. Please provide information regarding trash and litter generated by the use:

A. What type of trash and garbage will be generated by the use?

Using 30-40 gallon plastic bag for food.
Keep box, bottles, plastic separate, take to recycle.

B. How much trash and garbage will be generated by the use?

Using 2 bag garbage for a day 2-3 box, 2-3 bottle

C. How often will trash be collected?

Daily or ~~twice~~ a week by Waste Management
by 12'x10' truck.

D. How will you prevent littering on the property, streets and nearby properties?

We are eat in restaurant; littering is small
at a month, but we clean it clean.

10. Will any hazardous materials, as defined by the state or federal government, be handled, stored, or generated on the property?

☐ Yes. ☒ No.

If yes, provide the name, monthly quantity, and specific disposal method below:

N/A

11. Will any organic compounds, for example paint, ink, lacquer thinner, or cleaning or degreasing solvent, be handled, stored, or generated on the property?

☐ Yes. ☒ No.

If yes, provide the name, monthly quantity, and specific disposal method below:

N/A

12. What methods are proposed to ensure the safety of residents, employees and patrons?

Keep all strong chemical in safe
place by guide line from health Dept.

ALCOHOL SALES

13. Will the proposed use include the sale of beer, wine, or mixed drinks?

☒ Yes. ☐ No.

If yes, describe alcohol sales below, including if the ABC license will include on-premises and/or off-premises sales. Existing uses must describe their existing alcohol sales and/or service and identify any proposed changes in that aspect of the operation.

Nothing change sell beer, wine & mix drink
in Restaurant only: & follows rule 3 ABC.
on-premise only

PARKING AND ACCESS REQUIREMENTS

14. Please provide information regarding the availability of off-street parking:

- A. How many parking spaces are required for the proposed use pursuant to section 8-200 (A) of the zoning ordinance?

7 parking st. on rear side of Restaurant.

- B. How many parking spaces of each type are provided for the proposed use:

0 Standard spaces
0 Compact spaces
0 Handicapped accessible spaces.
0 Other.

- C. Where is required parking located? ☒ on-site ☐ off-site (check one)

If the required parking will be located off-site, where will it be located:

Pursuant to section 8-200 (C) of the zoning ordinance, commercial and industrial uses may provide off-site parking within 500 feet of the proposed use, provided that the off-site parking is located on land zoned for commercial or industrial uses. All other uses must provide parking on-site, except that off-street parking may be provided within 300 feet of the use with a special use permit.

- D. If a reduction in the required parking is requested, pursuant to section 8-100 (A) (4) or (5) of the zoning ordinance, complete the PARKING REDUCTION SUPPLEMENTAL APPLICATION.

15. Please provide information regarding loading and unloading facilities for the use:

- A. How many loading spaces are required for the use, per section 8-200 (B) of the zoning ordinance? 1.

- B. How many loading spaces are available for the use? 1.

- C. Where are off-street loading facilities located? Behind Restaurant.

D. During what hours of the day do you expect loading/unloading operations to occur?

About 10 am. on Wednesday.

E. How frequently are loading/unloading operations expected to occur, per day or per week, as appropriate?

About 2 time on Wednesday between 9-10

16. Is street access to the subject property adequate or are any street improvements, such as a new turning lane, necessary to minimize impacts on traffic flow?

is ok. it is in side array.

SITE CHARACTERISTICS

17. Will the proposed uses be located in an existing building?

☒ Yes ☐ No

Do you propose to construct an addition to the building?

☐ Yes ☒ No

How large will the addition be? _____ square feet.

18. What will the total area occupied by the proposed use be?

_____ sq. ft. (existing) + _____ sq. ft. (addition if any) = _____ sq. ft. (total)

19. The proposed use is located in: (check one)

☐ a stand alone building ☐ a house located in a residential zone ☐ a warehouse

☐ a shopping center. Please provide name of the center: _____

☐ an office building. Please provide name of the building: _____

☒ other, please describe: on kingst where they are shops
diffent.

RESTAURANT SUPPLEMENTAL APPLICATION

All applicants requesting special use permit approval for restaurants shall complete the following section. Applicants requesting approval of a special use permit for a restaurant in Old Town shall complete the SUPPLEMENTAL INFORMATION FOR RESTAURANTS IN OLD TOWN section and submit the required parking management plan and litter reduction plan.

Please provide the following information:

1. How many seats are proposed?

At tables: 2-4 At a bar: — Total number proposed: 50 seats.

2. Will the restaurant offer any of the following?

☒ alcoholic beverages ☐ beer and wine (on-premises)
☐ beer and wine (off-premises) (serve beer & wine in side restaurant only)

3. Please describe the type of food that will be served:

We will serve thai food or. asian food.

4. The restaurant will offer the following service (check items that apply):

☒ table service ☐ bar ☒ carry-out ☐ delivery

5. If delivery service is proposed, how many vehicles do you anticipate? —

Will delivery drivers use their own vehicles? ☐ Yes. ☐ No.

6. Will the restaurant offer any entertainment (i.e. live entertainment, large screen television, video games)? ☐ Yes. ☐ No.

If yes, please describe: N/A

SUPPLEMENTAL INFORMATION FOR RESTAURANTS IN OLD TOWN

**CRITERIA TO BE USED TO EVALUATE NEW OR EXPANDED RESTAURANTS
ADOPTED BY CITY COUNCIL BY RESOLUTION, NOVEMBER 13, 1993**

Parking

1. The applicant must submit a parking management plan (PMP), which specifically addresses the following issues:

- A. The parking demand generated by the proposed restaurant.
- B.. The availability of off-street parking for patrons. For the purpose of this policy, availability shall be measured in terms of the number of vacant off-street parking spaces within 500 feet from the entrance to the restaurant.
- C. How employees who drive will be accommodated off the street at least in the evenings and on weekends.
- D. The predicted impact of the restaurant on the parking supply at the evening peak, weekend peak, and daytime peak.
- E. A proposal to reduce the impact of parking created by the restaurant on nearby areas. Acceptable alternatives for reducing parking impacts include, but are not limited to, the following: validated parking or valet parking for patrons, and off-street parking or transit subsidies for employees.

2. Additionally, please answer the following:

- A. What percent of patron parking can be accommodated off-street?
(check one)

☐ 100%
☐ 75-99%
☒ 50-74%
☐ 1-49%
☐ No parking can be accommodated off-street

- B. What percentage of employees who drive can be accommodated off the street at least in the evenings and on weekends?
(check one)

☒ All
☐ 75-99%
☒ 50-74%
☐ 1-49%
☐ None

Most arrive by bus.

- C. What is the estimated peak evening impact upon neighborhoods?
(check one)

☒ No parking impact predicted
☐ Less than 20 additional cars in neighborhood
☐ 20-40 additional cars
☐ More than 40 additional cars

Litter

The applicant for a restaurant featuring carry-out service for immediate consumption must submit a plan which indicates those steps it will take to eliminate litter generated by sales in that restaurant.

Alcohol Consumption and Late Night Hours

1. Maximum number of patrons shall be determined by adding the following:

$$\begin{array}{r}
 \underline{50} \cdot \text{Maximum number of patron dining seats} \\
 + \quad \underline{0} \cdot \text{Maximum number of patron bar seats} \\
 \hline
 \underline{\quad} \cdot \text{Maximum number of standing patrons} \\
 \hline
 \underline{50} \cdot \text{Maximum number of patrons}
 \end{array}$$

2. 14 Maximum number of employees by hour at any one time

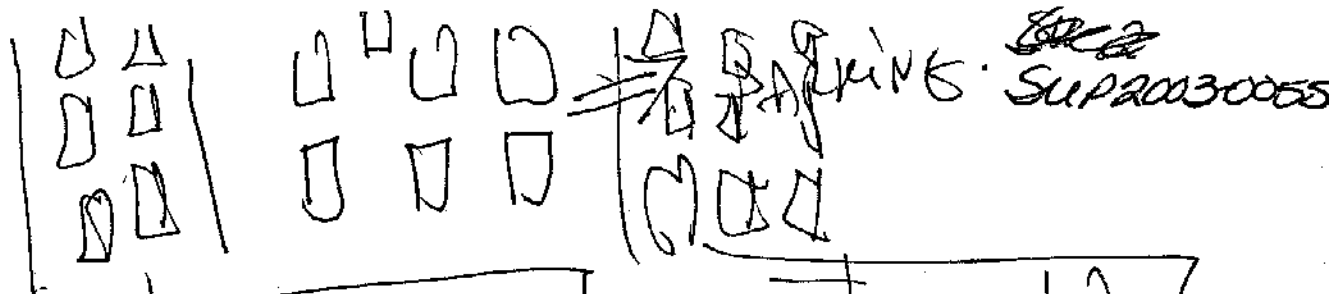
3. Hours of operation:
(check one)

☐ Closes by 8:00 P.M.
☒ Closes after 8:00 P.M. but by 10:00 P.M.
☐ Closes after 10:00 P.M. but by Midnight
☐ Closes after Midnight

[Closing time means when the restaurant is empty of patrons.]

4. Alcohol Consumption:
(Check one)

☐ High ratio of alcohol to food
☐ Balance between alcohol and food
☒ Low ratio of alcohol to food


 KITCHEN
 BAR
 DINING
 35 seats
 15 seats
 1019' largest door
 2nd Floor

1st Floor



ALEXANDRIA DEPARTMENT OF
PLANNING AND ZONING
301 King Street, Room 2100
Alexandria, Virginia 22314

NOTICE OF VIOLATION

YOU ARE CHARGED WITH VIOLATING THE
ALEXANDRIA, VIRGINIA ZONING ORDINANCE

8.5.03 Wed. 2:39
Date ticket served Day of Week Time AM/PM

Location of Violation: ~~1019~~ 1019

King St

Ord. Section: 11-500

Description of Violation: Condition #4

(hours of operation) open
on Mondays

Penalty \$: No Fee

☒ 1st ☐ 2nd
☐ 3rd/MORE ☐

IF THE VIOLATION IS NOT CORRECTED BY
10 Days AN ADDITIONAL MONETARY
PENALTY WILL BE ASSESSED.

Mary V. Hashemi
Inspector's Signature ID Number

I personally observed or investigated the commission of the
violation noted above and/or violation was based upon signed
affidavit.

VIOLATORS COPY - WHITE
CITY ATTORNEY COPY - YELLOW

NOTICE SERVED ON: (COM 2003-0080)
Roisuntikul, Werasak
NAME LAST FIRST MIDDLE

☐ PROPERTY OWNER
☒ COMPANY Restaurant Owner
NAME

☐ OTHER POSITION

ADDRESS

CITY/TOWN STATE ZIP

SIGNATURE DATE

I hereby acknowledge receipt of this Notice of
Violation. Signature is not an admission of guilt.

☐ PERSON REFUSED TO SIGN DATE

CERTIFICATE OF SERVICE

☐ Mailed/posted a true copy of this notice to the last
known home or business address of the respondent
or the respondent's agent

Name of Person or Business Served

Address of Service

City/State

☐ Posted true copy of this notice at the site of the
infraction

The undersigned states that he/she is an employee
of the City of Alexandria Department of Planning
and Zoning and knows this Certificate of Service to
be true to the best of his/her knowledge.

Signature
Print Name
Date Phone #

WARNING

YOU ARE REQUIRED TO RESPOND TO THIS NOTICE

Z-03 TICKET NO. 2860

1. TO PAY PENALTY AND WAIVE YOUR RIGHT TO A
HEARING:

- Check the "Admit Violation" or "No Contest" box below
- Make personal check, cashier's check, certified check or money order payable to City of Alexandria. Do not send cash through the mail;
- Print violation notice number on the check or money order;
- Payment may be made by mail, or in person, at the Treasury Office, City Hall, 301 King Street, Room 1510, Alexandria, Virginia, between the hours of 8:00 a.m. - 5:00 p.m., Monday-Friday, phone 703-838-4949.

2. TO REQUEST A COURT HEARING:

- Check the "Contest in Court" box below and:
(a) Mail this completed notice to the Office of the City Attorney, City Hall, Suite 1300, 301 King Street, Alexandria, Virginia, 22314; or
(b) Appear in person or by an authorized representative, at the above address between the hours of 8:00 a.m. - 5:00 p.m., Monday-Friday, phone 703-838-4433.

- If you wish to contest this violation a date will be set for trial in the General District Court of Alexandria, Virginia. Failure to appear in court on the date set for trial, unless prior approval has been granted by a judge of that court, will result in the entry of a default judgement against you.

3. TO CONTEST THE INTERPRETATION OF THE
ORDINANCE:

- You have the right to appeal the interpretation of the zoning ordinance upon which this violation is based to the Board of Zoning Appeals within 30 days in accordance with 15.2-2311 of the Code of Virginia. The interpretation shall be final and unappealable if not appealed within 30 days.

FOR INFORMATION CONCERNING THIS TICKET CALL
PLANNING AND ZONING AT 703-838-4688

FAILURE TO RESPOND AS PROVIDED ABOVE WILL RESULT
IN THE ISSUANCE OF A SUMMONS TO APPEAR IN COURT
AND ANSWER TO THE VIOLATION FOR WHICH THIS NOTICE
WAS ISSUED

YOU MUST COMPLETE AND SIGN THIS
CERTIFICATION:

☐ ADMIT VIOLATION ☐ NO CONTEST ☐ CONTEST IN COURT

Name (print)
Street Address
City State Zip

I hereby certify under penalty of law, that I have
answered as indicated above, and corrected or made
substantial efforts to correct the violation that I have

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APPLICATION for SPECIAL USE PERMIT # 2003-0055

[must use black ink or type]

PROPERTY LOCATION: 1019 KING ST. ALEXANDRIA.

TAX MAP REFERENCE: 64.03 07 30 ZONE: CD

APPLICANT Name: THANATATH SOOKSOMAT o/o. SAC GROUP, LLC

Address: 4526 MAXFIELD DR ANNADALE VA 22003

PROPERTY OWNER Name: Randolph A. Payne

Address: 6258 circle dr. Chincoteague Island, Va 23336

PROPOSED USE: Existing Restaurant - Change of ownership
and add Monday hours of operation

THE UNDERSIGNED hereby applies for a Special Use Permit in accordance with the provisions of Article XI, Section 11-500 of the 1992 Zoning Ordinance of the City of Alexandria, Virginia.

THE UNDERSIGNED, having obtained permission from the property owner, hereby grants permission to the City of Alexandria to post placard notice on the property for which this application is requested, pursuant to Article XI, Section 11-301(B) of the 1992 Zoning Ordinance of the City of Alexandria, Virginia.

THE UNDERSIGNED hereby attests that all of the information herein provided and specifically including all surveys, drawings, etc., required to be furnished by the applicant are true, correct and accurate to the best of their knowledge and belief. The applicant is hereby notified that any written materials, drawings or illustrations submitted in support of this application and any specific oral representations made to the Planning Commission or City Council in the course of public hearings on this application will be binding on the applicant unless those materials or representations are clearly stated to be non-binding or illustrative of general plans and intentions, subject to substantial revision, pursuant to Article XI, Section 11-207(A)(10), of the 1992 Zoning Ordinance of the City of Alexandria, Virginia.

THANATATH SOOKSOMAT (SAC GROUP LLC)
Print Name of Applicant or Agent

[Signature]
Signature

4526 MAXFIELD DR
Mailing/Street Address

(703) 256 3882
Telephone #

Fax #

ANNADALE VA 22003
City and State Zip Code

Date

DO NOT WRITE BELOW THIS LINE - OFFICE USE ONLY

Application Received: _____ Date & Fee Paid: _____ \$ _____

ACTION - PLANNING COMMISSION: RECOMMEND APPROVAL 7 TO 0

ACTION - CITY COUNCIL: 6/14/03 PH--90 approved the Planning Commission recommendation.

CAIL SAM (703) 519 3710